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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

**(HONORABLE IRMA E. GONZALEZ)**

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| UNITED STATES OF AMERICA,<br>Plaintiff,<br>v.<br>MANUEL LOMA-TORRES,<br>Defendant. | CASE NO. 08CR0538-IEG<br><br>DATE: April 14, 2008<br>TIME: 2:00 p.m.<br><br>NOTICE OF MOTIONS AND MOTIONS TO:<br><br>1) DISMISS THE INDICTMENT;<br>2) STRIKE SURPLUSAGE FROM THE INDICTMENT;<br>3) PRODUCE GRAND JURY TRANSCRIPTS;<br>4) SUPPRESS STATEMENTS;<br>5) COMPEL DISCOVERY AND PRESERVE EVIDENCE; AND<br>6) GRANT LEAVE TO FILE FURTHER MOTIONS |

TO: KAREN P. HEWITT, UNITED STATES ATTORNEY; AND ASSIGNED ASSISTANT UNITED STATES ATTORNEY:

PLEASE TAKE NOTICE that, on April 14, 2008, at 2:00 p.m., or as soon thereafter as counsel may be heard, defendant Manuel Loma-Torres, by and through his attorneys, Jennifer L. Coon and Federal Defenders of San Diego, Inc., will ask this Court to enter an order granting the following motions.

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**MOTIONS**

Defendant Manuel Loma-Torres, by and through his attorneys, Jennifer L. Coon and Federal Defenders of San Diego, Inc., asks this Court pursuant to the United States Constitution, the Federal Rules of Criminal Procedure, and all other applicable statutes, case law, and local rules for an order to:

(1) Dismiss the Indictment;

(2) Strike Surplusage from the Indictment;

(3) Produce Grand Jury Transcripts;

(4) Suppress Statements;

(5) Compel Discovery and Preserve Evidence; and

(6) Grant Leave to File Further Motions.

These motions are based upon the instant motions and notice of motions, the attached statement of facts and memorandum of points and authorities, the files and records in the above-captioned matter, and any and all other materials that may come to this Court's attention prior to or during the hearing of these motions.

Respectfully submitted,

DATED: April 1, 2008

*/s/ Jennifer L. Coon*
**JENNIFER L. COON**
Federal Defenders of San Diego, Inc.
Attorneys for Mr. Loma-Torres